

COMMITTEE REPORT

MR. PRESIDENT:

The Senate Committee on Rules and Legislative Procedure, to which was referred Senate Bill No. 358, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Delete the title and insert the following:
- 2 A BILL FOR AN ACT to amend the Indiana Code concerning
- 3 medical research facilities.
- 4 Delete everything after the enacting clause and insert the following:
- 5 SECTION 1. IC 20-12-30.7 IS ADDED TO THE INDIANA CODE
- 6 AS A NEW CHAPTER TO READ AS FOLLOWS:
- 7 **Chapter 30.7. Medical Research Facilities**
- 8 **Sec. 1. As used in this chapter, "biomedical research" means**
- 9 **comprehensive research pertaining to the application of the**
- 10 **natural sciences to the study and clinical practice of medicine at an**
- 11 **institution.**
- 12 **Sec. 2. As used in this chapter, "clinical research" means patient**
- 13 **oriented research that involves direct interaction and study of the**
- 14 **mechanisms of human disease, including therapeutic interventions,**
- 15 **clinical trials, epidemiological and behavioral studies, and the**
- 16 **development of new technology.**
- 17 **Sec. 3. As used in this chapter, "health services research" means**
- 18 **any of the following:**
- 19 **(1) Research on the promotion and maintenance of health,**
- 20 **including biobehavioral research.**
- 21 **(2) Research on the prevention and reduction of disease.**
- 22 **(3) Research on the delivery of health care services to reduce**
- 23 **health risks and transfer research advances to community**
- 24 **use.**
- 25 **Sec. 4. As used in this chapter, "intellectual property" means**
- 26 **either:**

- (1) an idea, invention, trade secret, process, program, data, formula, patent, license, copyright, or trademark; or
- (2) an application, right, or registration relating to any idea, invention, trade secret, process, program, data, formula, patent, license, copyright, or trademark.

Sec. 5. As used in this chapter, "research" refers to biomedical, clinical, or health services research.

Sec. 6. As used in this chapter, "research facility" refers to a research facility constructed under section 8 of this chapter.

Sec. 7. As used in this chapter, "trustees" refers to the trustees of Indiana University.

Sec. 8. The trustees are authorized and empowered to erect, construct, reconstruct, extend, remodel, improve, complete, equip, furnish, operate, control, and manage the following research facilities:

- (1) A research facility at each of the eight (8) regional medical education centers established as part of the Indiana statewide medical education system at Gary, South Bend, Fort Wayne, Muncie, West Lafayette, Terre Haute, Bloomington, and Evansville.
- (2) A research facility at the Indiana university school of medicine at Indianapolis.
- (3) A centralized animal facility at the Indiana university school of medicine at Indianapolis.

Sec. 9. The trustees are authorized to select and appoint faculty and staff necessary to operate and manage each research facility.

Sec. 10. (a) The trustees shall develop a policy for the management and development of intellectual property created during the course of research at a research facility. The policies shall, to the extent possible:

- (1) prioritize efforts to develop intellectual property that encourages the creation and growth of Indiana businesses;
- (2) involve Indiana businesses in the development and dissemination of intellectual property;
- (3) conduct research throughout Indiana so that all parts of the state contribute to the development of intellectual property; and
- (4) attracts funding from outside sources that is at least two (2) times the amount contributed by the state to pay for the annual operating and capital expenses, as allocated to a budgetary year on an accrual basis.

(b) The trustees may enter into an agreement with any person to share in the ownership of intellectual property created as a result of collaborative research conducted with the person at a research facility.

(c) The trustees shall share with the state any financial benefit derived from any intellectual property created during the course of research at a research facility. The amount shared with the state shall be determined in an agreement executed between the trustees and the state budget agency, after review by the state budget

1 committee.

2 (d) Money paid to the state under an agreement approved under
3 subsection (c) must be deposited into the state general fund.

4 Sec. 11. The faculty and staff of a research facility operated
5 under this chapter may conduct research in collaboration with any
6 other person.

7 SECTION 2. [EFFECTIVE JULY 1, 2003] Subject to the approval
8 requirements under IC 20-12-5.5, the trustees of Indiana
9 University may issue and sell bonds under IC 20-12-6, subject to
10 the approvals required by IC 20-12-5.5, for the construction of:

11 (1) research facilities at the eight (8) regional medical
12 education centers established as part of the Indiana statewide
13 medical education system at Gary, South Bend, Fort Wayne,
14 Muncie, West Lafayette, Terre Haute, Bloomington, and
15 Evansville;

16 (2) a research facility at the Indiana university school of
17 medicine at Indianapolis; and

18 (3) a centralized animal facility for research at the Indiana
19 university school of medicine at Indianapolis;

20 if the sum of principal costs of any bond issued, excluding amounts
21 necessary to provide money for debt service reserves, credit
22 enhancement, or other costs incidental to the issuance of the bonds,
23 does not exceed two hundred eighty-four million dollars
24 (\$284,000,000). It is the intent of the general assembly that
25 construction be coordinated so that the research facilities located
26 at the regional medical education centers become operational as
27 nearly simultaneously as possible.

(Reference is to SB 358 as introduced.)

and when so amended that said bill be reassigned to the Senate Committee on Economic Development and Technology.

GARTON

Chairperson